



Department of Justice

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MONTANA MAN SENTENCED FOR RECEIPT AND POSSESSION OF CHILD PORNOGRAPHY

BILLINGS – Winston Davenport, a 23-year-old resident of Hamilton, was sentenced today to a term of 78 months in federal prison in connection with his guilty plea to receipt and possession of child pornography. Davenport was also ordered to pay a special assessment of \$200, forfeit his computer equipment, and will be under supervision for life.

In an Offer of Proof filed by the United States, the government stated it would have proved at trial the following:

In September of 2005, agents with the Bureau of Immigration and Customs Enforcement received information that a computer belonging to Davenport had been engaged in a peer to peer swapping of files using a file-sharing program, which included child pornography.

On November 15, 2005, ICE agents executed a search warrant at Davenport's residence in Hamilton.

When questioned, Davenport admitted that he had used file-sharing programs to obtain all kinds of pornography, including child pornography. Davenport also admitted that he had downloaded both images and movies of child pornography, and that he had kept his images and videos in folders that he shared with others on occasion.

A forensic examination of Davenport's computer found numerous images and videos of child pornography, including images of children clearly under the age of 12 or prepubescent, and children engaged in sadistic or masochistic abuse or other depictions of violence.

Because there is no parole in the federal system, the "truth in sentencing" guidelines mandate that Davenport will likely serve **all** of the time imposed by the court. In the federal system, Davenport does have the opportunity to earn a sentence reduction for "good behavior." However, this reduction will not exceed 15% of the overall sentence.

The investigation was conducted by the Bureau of Immigration and Customs Enforcement. Assistant United States Attorney Marcia K. Hurd prosecuted the case.

"This case is being brought as part of Project Safe Childhood. In February 2006, Attorney General Alberto R. Gonzales created Project Safe Childhood, a nationwide initiative designed to protect

children from online exploitation and abuse. Led by the United States Attorneys' Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit www.projectsafechildhood.gov/."

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